

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW
8110 GATEHOUSE ROAD
SUITE 100 EAST
FALLS CHURCH, VA 22042-1248
U S A
(703) 205-8000

FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com

CALIFORNIA OFFICES:
COSTA MESA, CALIFORNIA
LOS ANGELES, CALIFORNIA

SCOTT L. LOWE
PAUL C. LEWIS
RICHARD GALLAGHER
MARYANNE ARMSTRONG, PH.D.
KECIA J. REYNOLDS
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET*
EUGENE T. PEREZ
CAROLYN T. BAUMGARDNER*
MARTIN R. GEISSLER*
J. ALISON GRABELL*
T. BENJAMIN SCHROEDER, PH.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. MCROBBIE
WILLIAM F. NIXON*
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
KRISTIL L. RUPERT, PH.D.
SUSAN W. GORMAN, PH.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
SAM BHATTACHARYA
BRADLEY C. FACH

TERRELL C. BIRCH
RAYMOND C. STEWART
JOSEPH A. KOLASCH
JAMES M. SLATTERY
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR.
LEONARD R. SVENSSON
ANDREW D. MEIKLE
MARC S. WEINER
JOE MCKINNEY MUNCY
ROBERT J. KENNEY
JOHN W. BAILEY
MARK J. NUELLE, PH.D.
JAMES T. ELLER, JR.
D. RICHARD ANDERSON
THOMAS M. SMALL*
ROBERT A. SELDON*
JOHN A. SCILLIERI*
SANFORD ASTOR*

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY*
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)*
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
QUENTIN R. "RICK" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN
MICHAEL R. CAMMARATA

*ADMITTED TO A BAR OTHER THAN VA.

Date: July 3, 2003

Docket No.: 0171-0987P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 3, 2003

Sir:

As authorized by the inventor(s), transmitted herewith for filing is a continuation-in-part application of Appl. No. 10/407,232 filed on April 7, 2003.

Inventor(s): TANNO, Fumio

For: FUEL CELL SEPARATOR AND METHOD OF MANUFACTURE

Enclosed are:

- ☒ A specification consisting of fourteen (14) pages
- ☒ One (1) sheet(s) of formal drawings
- ☒ Executed Declaration (☐ Original ☒ Photocopy)
- ☐ Preliminary Amendment
- ☒ An assignment of the invention to NISSHINBO INDUSTRIES, INC.
- ☐ Certified copy of _____
- ☒ Priority of application No(s). 2002-104685 filed in JAPAN on April 8, 2002 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on April 7, 2003.

- ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27
- ☐ Amend the specification by inserting before the first sentence

--This application is a continuation-in-part of copending Application No. 10/407,232 filed on April 7, 2003, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120.--

- ☐ Amend the specification by inserting before the first sentence

--This application is a continuation-in-part of PCT International Application No. PCT/_____ that has an international filing date of _____ which designated the United States, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120.--

- ☐ An extension of time for _____ (____) month(s) until _____, has been submitted in parent Application No. 10/407,232 in order to establish copendency with the present application.
- ☐ Other: _____

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$375.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	3-20 =	0	X 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	1-3 =	0	X 12 = \$0.00	x 42 = \$0.00
MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00


- ☒ A check in the amount of \$790.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.
- ☒ Please send correspondence to:
BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 002292
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #32878

 Gerald M. Murphy, Jr., #28,977

GMM/rwl
0171-0987P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 04/30/03)